

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

LISA BURTON,

Plaintiff,

No. C 14-1892 PJH

v.

**ORDER OF DISMISSAL**

CALIFORNIA PHYSICIANS' SERVICE,

Defendant.

The parties hereto, by their counsel, having advised the court that they have agreed to a settlement of this case, IT IS HEREBY ORDERED that this action is dismissed **without** prejudice; provided, however that if any party hereto shall certify to this court, within sixty (60) days, with proof of service on the opposing party thereof, that the agreed consideration for said settlement has not been delivered over, the foregoing order shall stand vacated and this action shall forthwith be restored to the calendar to be set for trial.

If no certification is filed, after passage of sixty (60) days, the dismissal shall be **with** prejudice. The parties may substitute a dismissal with prejudice at any time during this sixty-day period.

**IT IS SO ORDERED.**

Dated: August 5, 2014

  
\_\_\_\_\_  
PHYLLIS J. HAMILTON  
United States District Judge